

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

**THOMAS DAUGHERTY READER**

PLAINTIFF,

VS.

**DEPUTY ERIC GRAHAM, IN HIS OFFICIAL  
AND INDIVIDUAL CAPACITIES,**

**DEPUTY JIMMY VASQUEZ, JR., IN HIS  
OFFICIAL AND INDIVIDUAL CAPACITIES, AND  
KERR COUNTY, TEXAS**

DEFENDANTS.

[illegible]

CIVIL ACTION No. 5:23-CV-1024-JKP

## **JOINT PROPOSED SCHEDULING ORDER**

Pursuant to Rule 16, Federal Rules of Civil Procedure, the Court issues the following Scheduling Order:

1. A report on alternative dispute resolution in compliance with Local Rule CV-88 shall be filed by **June 6, 2024**.
2. The parties asserting claims for relief shall submit a written offer of settlement to opposing parties by **July 12, 2024** and each opposing party shall respond, in writing, by **July 24, 2024**.
3. The parties shall file all motions to amend or supplement pleadings or to join additional parties by **September 19, 2024**.
4. All parties asserting claims for relief shall FILE their designation of testifying experts and SERVE on all parties, but not file, the materials required by Fed. R. Civ. P. 26(a)(2)(B) by **August 29, 2024**. Parties resisting claims for relief shall FILE their designation of testifying experts and SERVE on all parties, but not file, the materials required by FED. R. CIV. P. 26(a)(2)(B) by **October 1, 2024**. All designations of rebuttal experts shall be FILED, and the materials required by Fed. R. Civ. P. 26(a)(2)(B) for such rebuttal experts, to the extent not already served, shall be SERVED, within 15 days of receipt of the report of the opposing expert.

5. An objection to the reliability of an expert's proposed testimony under Federal Rule of Evidence 702 shall be made by motion, specifically stating the basis for the objection and identifying the objectionable testimony, within (11) days of receipt of the written report of the expert's proposed testimony, or within (11) days of the expert's deposition, if a deposition is taken, whichever is later.
6. The parties shall complete all discovery on or before **November 11, 2024**. Counsel may by agreement continue discovery beyond the deadline, but there will be no intervention by the Court except in extraordinary circumstances, and no trial setting will be vacated because of information obtained in post-deadline discovery.
7. The parties shall mediate this case on or before **January 24, 2025**, unless the parties seek an order from the Court excusing them from mediation.
8. All dispositive motions shall be filed no later than **December 11, 2024**. Dispositive motions as defined in Local Rule CV-7(h) and responses to dispositive motions shall be limited to 20 pages in length.
9. This case is set for **jury selection and trial** on \_\_\_\_\_ at 9:30 a.m. The parties should consult Local Rule CV-16(e) regarding matters to be filed in advance of trial.

**SIGNED AND ENTERED** this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

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**JASON K. PULLIAM**  
**UNITED STATES DISTRICT JUDGE**

Respectfully submitted,

**LAW OFFICES OF CHARLES S. FRIGERIO**

A Professional Corporation

Riverview Towers

111 Soledad, Suite 465

San Antonio, Texas 78205

(210) 271-7877

(210) 271-0602 Telefax

Email: csfrigeriolaw@sbcglobal.net

frigeriolaw1995@sbcglobal.net

BY: //s// Charles S. Frigerio

CHARLES S. FRIGERIO

SBN: 07477500

HECTOR X. SAENZ

SBN: 17514850

ATTORNEYS FOR DEFENDANT

**CITY OF SCHERTZ, CHIEF MICHAEL R. HANSEN,**

**OFFICERS FRANK CHAVARRIA, MEGAN FENNESY AND**

**DANIELLE APGAR**

//s// Thomas Daugherty Reader w/ Permission

Thomas Daugherty Reader

Plaintiff Pro Se

2036 Brian Drive

Kerrville, Texas 78028

Tel. (830) 285-3771

readerbubba@gmail.com